

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

OCT 16 2023

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

MARK BAIRD AND RICHARD  
GALLARDO,

Plaintiffs-Appellants,

v.

ROB BONTA, in his official capacity as  
Attorney General of the State of California,  
and DOES 1–10,

Defendants-Appellees.

No. 23-15016

D.C. No. 2:19-cv-00617-KJM-AC

ORDER

Before: N. Randy Smith, Kenneth K. Lee, and Lawrence VanDyke, Circuit  
Judges.

The parties are directed to file supplemental briefs addressing whether this  
case should be reheard en banc. The parties shall file their briefs on or before  
5:00 PM Pacific Standard Time November 7, 2023, and they shall not exceed 15  
pages.